

SEP 02 2004

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# 1 / 21

PTO/SB/21 (05-03)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCETRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

		Application Number	10/803,146
		Filing Date	March 17, 2004
		First Named Inventor	NJ Britten
		Art Unit	1614
		Examiner Name	not yet assigned
Total Number of Pages in This Submission	21	Attorney Docket Number	01559.US1

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> <input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Second Preliminary Amendment Notice to Filing Missing Parts
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Pharmacia & Upjohn Company	Timothy J. Gumbleton 54,143
Signature	<i>Timothy Gumbleton</i>	
Date	September 1, 2004	

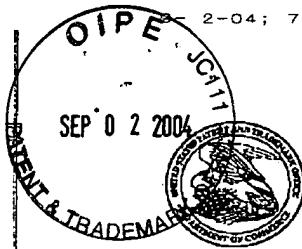
## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Valerie Schipper	
Signature	<i>Valerie Schipper</i>	Date Sept. 2, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



2-04; 7:15AM; PHARMACIA

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/803,146	03/17/2004	Nancy Jean Britten	01559.US1

**CONFIRMATION NO. 5036****FORMALITIES LETTER**

"OC000000013553904"

25533  
PHARMACIA & UPJOHN  
301 HENRIETTA ST  
0228-32-LAW  
KALAMAZOO, MI 49007

Date Mailed: 08/16/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted*****Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Additional claim fees of **\$2826** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**Total additional fee(s) required for this application is **\$2826** for a Large Entity

- Total additional claim fee(s) for this application is **\$2826**

- **\$2826** for 222 total claims over 20.

**RECEIVED**

AUG 23 2004

PHARMACIA  
GLOBAL INTELLECTUAL PROPERTY

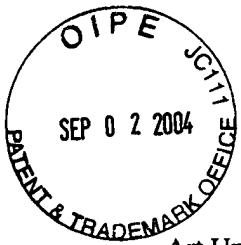
Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
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*A copy of this notice **MUST** be returned with the reply.*

*7-20-04*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**PATENT**/Docket No. 01559.SU1  
Serial No. 10/803,146  
Page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1614  
 Examiner : Not Yet Assigned  
 Applicant(s) : NJ Britten, et. al.  
 Serial Number : 10/803,146  
 Filed : March 17, 2004  
 For : Dispersible Formulation of an Anti-Inflammatory Agent

Commissioner of Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION**

Dear Sir:

On August 20, 2004, in the above-referenced case, Applicant filed a Secondary Preliminary Amendment (the "Amendment"), a copy of which is attached. In the Amendment, Applicant requested that the Office enter the Amendment prior to calculating the claim fees.

Applicant respectfully requests that the new claim set, as filed in the Amendment, be used to calculate the claim fees. The calculation based on the new claim set renders moot the calculation as transmitted in the Notice to File Missing Parts which was mailed on August 16, 2004.

Applicant encourages the Office to call the Agent listed below if there are any questions or comments.

Respectfully submitted,

  
 Timothy J. Gumbleton, Attorney  
 Registration No. 54,143

Date: September 1, 2004

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FORM PTORSP  
 Rev. 5/1/03